

**McConathy, Evelyn H.**

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**From:** Bart Classen [classen@vaccines.net]  
**Sent:** Tuesday, September 07, 2010 1:01 PM  
**To:** McConathy, Evelyn H.  
**Subject:** Appeal decision

I was shocked to learn the appeal branch has made a decision. Based on what you have told me I was expecting an oral hearing before a decision and hence time to file a continuation and abort the appeal.  
The biggest concern I have is keeping the patent family alive. Do we have two months to file an continuation?

**EXHIBIT K**